

**KENTUCKY ASSOCIATION OF  
CRIMINAL DEFENSE LAWYERS**

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**KACDL RESOLUTION**

WHEREAS, the Kentucky Association of Criminal Defense Lawyers (KACDL) is the Commonwealth of Kentucky's largest group of lawyers who defend persons accused of crime in Kentucky;

WHEREAS, the Board of Directors of KACDL met on June 17, 2010, for its bi-monthly meeting;

WHEREAS, the Board was informed that there were several persons on Kentucky's death row who were the subject of requests for warrants from the Office of the Attorney General to the Governor, and that those requests are presently pending;

WHEREAS, the Board was also informed that the American Bar Association Death Penalty Assessment Team consisting of two retired Kentucky Supreme Court Justices, the former director of the Legislative Research Commission and Administrative Office of the Courts, an incumbent Commonwealth Attorney, a former legislator, distinguished law professors and bar leaders is presently engaged in a 12-18 month assessment of the death penalty in Kentucky during which they will examine how Kentucky's death penalty system is being administered in light of ABA Protocols on the Administration of Capital Punishment;

WHEREAS, the Board was also made aware that there are currently 35 people on Kentucky's death row, that since 1976, 93 defendants have been sentenced to death in Kentucky state courts, and that of the 50 Kentucky capital cases which have exhausted their mandatory appeals, 42 have been reversed;

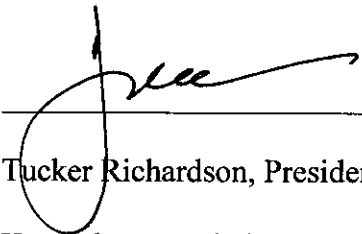
WHEREAS, the Board is deeply concerned by this incredibly high error rate in Kentucky capital cases, leading to the inescapable conclusion that the death penalty system in Kentucky is broken;

WHEREAS, the Board has been informed that on November 23, 2009, the Kentucky Public Advocate and the Executive Director of the Louisville Metro Public Defender's Office called for a moratorium on executions in Kentucky until the ABA Assessment Team has completed its work;

BE IT RESOLVED THAT, in light of these circumstances, the Kentucky Association of Criminal Defense Lawyers calls upon the Governor, the Attorney General of Kentucky, and other Kentucky criminal justice policy makers to institute a moratorium on executions until the ABA Assessment Team has examined the fairness and reliability of the death penalty system in Kentucky AND until policy makers can be reassured that the Kentucky death penalty is being implemented reliably, fairly, and consistently in accordance with national standards.

Dated this 17<sup>th</sup> of June, 2010.

Signed,



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Tucker Richardson, President

Kentucky Association of Criminal Defense Lawyers